# P TINT COOPERATION TREAT

# From the INTERNATIONAL BUREAU

# **PCT**

### **NOTIFICATION OF ELECTION**

(PCT Rule 61.2)

Commissioner **US** Department of Commerce

United States Patent and Trademark Office, PCT

2011 South Clark Place Room

CP2/5C24

Date of mailing (day/month/year) 01 November 2000 (01.11.00)	ETATS-UNIS D'AMERIQUE in its capacity as elected Office		
International application No.	Applicant's or agent's file reference		
PCT/US00/08517	CM2083/3M		
International filing date (day/month/year)	Priority date (day/month/year)		
30 March 2000 (30.03.00)	01 April 1999 (01.04.99)		
Applicant			
HALL, Robin, Gibson et al			

1.	The designated Office is hereby notified of its election made:	
	X in the demand filed with the International Preliminary Examining Authority on:	
	06 October 2000 (06.10.00)	
	in a notice effecting later election filed with the International Bureau on:	
2.	The election X was	
	was not	
	made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).	
	·	,

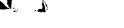
The International Bureau of WIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland

Authorized officer

Charlotte ENGER

Telephone No.: (41-22) 338.83.38

Facsimile No.: (41-22) 740.14.35



# **PCT**

# INTELLECTUAL PROPERTY ORGANIZATION International Bureau



## INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(51) International Patent Classification 7:
C11D 3/00, 3/12, 3/37

A1

(11) International Publication Number: WO 00/60039

(43) International Publication Date: 12 October 2000 (12.10.00)

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(22) International Filing Date: 30 March 2000 (30.03.00)

(30) Priority Data:

9907593.9 1 April 1999 (01.04.99) GB

(71) Applicant (for all designated States except US): THE PROCTER & GAMBLE COMPANY [US/US]; One Procter & Gamble Plaza, Cincinnati, OH 45202 (US).

(72) Inventors; and

(75) Inventors/Applicants (for US only): HALL, Robin, Gibson [GB/GB]; 27 Blackfriars Court, Stowell Street, Newcastle upon Tyne NE1 4XB (GB). LETZELTER, Nathalie, Sophie [FR/GB]; 27 Studley Villas, Newcastle upon Tyne NE12 9LP (GB).

(74) Agents: REED, T., David et al.; The Procter & Gamble Company, 5299 Spring Grove Avenue, Cincinnati, OH 45217-1087 (US). (81) Designated States: AE, AL, AM, AT, AT (Utility model), AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ, CZ (Utility model), DE, DE (Utility model), DK, DK (Utility model), DM, EE, EE (Utility model), ES, FI, FI (Utility model), GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SK (Utility model), SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW, ARIPO patent (GH, GM, KE, LS, MW, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

#### **Published**

With international search report.

Before the expiration of the time limit for amending the claims and to be republished in the event of the receipt of amendments.

(54) Title: FABRIC SOFTENING COMPONENT

#### (57) Abstract

The present invention relates to fabric softening component comprising a clay, a flocculating agent, a surfactant and a carrier material. The carrier material is preferably a powdered or granular builder or alkalinity source. The component is preferably a spray—dried particle, extrudate or an agglomerate. It preferably comprises at least a sulphate and/or sulphonate surfactant, a zeolite and/or phosphate builder and a carbonate salt. Highly preferred is that the component also comprises a brightener.

### A . 🚓

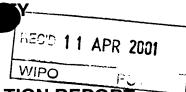
### FOR THE PURPOSES OF INFORMATION ONLY

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EE	Estonia	LR	Liberia	SG	Singapore		

# **TENT COOPERATION TRE**





# INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

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Applicant's or agent's file reference CM2083/3M	FOR FURTHER ACTION	See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)
International application No.	International filing date (day/month	/year) Priority date (day/month/year)
PCT/US00/08517	30/03/2000	01/04/1999
International Patent Classification (IPC) or na C11D3/00	I ational classification and IPC	
Applicant THE PROCTER & GAMBLE COMP	ANY et al.	
This international preliminary exam and is transmitted to the applicant a		by this International Preliminary Examining Authority
2. This REPORT consists of a total of	5 sheets, including this cover sl	neet.
been amended and are the bas	sis for this report and/or sheets c 07 of the Administrative Instruction	e description, claims and/or drawings which have ontaining rectifications made before this Authority ons under the PCT).
IV  Lack of unity of inventic V  Reasoned statement ur citations and explanatio VI  Certain documents cite VII  Certain defects in the ir	pinion with regard to novelty, involved to novelty, involved to repard to re	entive step and industrial applicability novelty, inventive step or industrial applicability;
Date of submission of the demand	Date of c	ompletion of this report
06/10/2000	05.04.20	01
Name and mailing address of the international preliminary examining authority:  European Patent Office D-80298 Munich Tel. +49 89 2399 - 0 Tx: 523656 Fax: +49 89 2399 - 4465	Hillebre Sepmu d	State GOOD MICHIGAN TO THE STATE OF THE STAT

Telephone No. +49 89 2399 8168

# INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/US00/08517

I.	Ba	sis of the report	
1.	the and	receiving Office in I	nents of the international application (Replacement sheets which have been furnished to response to an invitation under Article 14 are referred to in this report as "originally filed" this report since they do not contain amendments (Rules 70.16 and 70.17)):
	1-7	0	as originally filed
	Cla	ims, No.:	
	1-1	9	as originally filed
2.			juage, all the elements marked above were available or furnished to this Authority in the international application was filed, unless otherwise indicated under this item.
	The	se elements were a	available or furnished to this Authority in the following language: , which is:
		the language of a t	translation furnished for the purposes of the international search (under Rule 23.1(b)).
		the language of pu	iblication of the international application (under Rule 48.3(b)).
		the language of a t 55.2 and/or 55.3).	translation furnished for the purposes of international preliminary examination (under Rule
3.			leotide and/or amino acid sequence disclosed in the international application, the y examination was carried out on the basis of the sequence listing:
		contained in the int	ternational application in written form.
		filed together with t	the international application in computer readable form.
		furnished subseque	ently to this Authority in written form.
		furnished subseque	ently to this Authority in computer readable form.
			t the subsequently furnished written sequence listing does not go beyond the disclosure in oplication as filed has been furnished.
		The statement that listing has been fur	the information recorded in computer readable form is identical to the written sequence rnished.
4.	The	amendments have	resulted in the cancellation of:
		the description,	pages:

5. 

This report has been established as if (some of) the amendments had not been made, since they have been

considered to go beyond the disclosure as filed (Rule 70.2(c)):

Nos.:

sheets:

☐ the claims,

☐ the drawings,

# INTERNATIONAL PRELIMINARY **EXAMINATION REPORT**

International application No. PCT/US00/08517

(Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.)

- 6. Additional observations, if necessary:
- V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- 1. Statement

Novelty (N)

Yes:

Claims 15,18

No:

Claims 1-14,16,17,19

Inventive step (IS)

Yes: No:

Claims

Claims 1-19

Industrial applicability (IA)

Yes:

Claims 1-19

No: Claims

2. Citations and explanations see separate sheet

### VIII. Certain observations on the international application

The following observations on the clarity of the claims, description, and drawings or on the question whether the claims are fully supported by the description, are made: see separate sheet



# INTERNATIONAL PRELIMINARY **EXAMINATION REPORT - SEPARATE SHEET**

International application No. PCT/US00/08517

Reference is made to the following documents:

D1: WO 95 27037 A (PROCTER & GAMBLE) 12 October 1995 D2: WO 97 09406 A (PROCTER & GAMBLE) 13 March 1997

D3: GB-A-2 297 977 (PROCTER & GAMBLE) 21 August 1996

D4: EP-A-0 299 575 (PROCTER & GAMBLE) 18 January 1989

- ٧. The subject-matter of present claims 1, 17, 18, and 19 is neither novel nor involves an inventive step, in contrast to the requirements of Article 33 (1) to (3) PCT.
- Claim 1 claims a solid fabric softening component (compound?, composition?) 1. comprising a clay, at least 5% (by weight? or what) of a surfactant, at least 15 wt% of a solid carrier, and a flocculating agent.
- 2. Such compositions are already known from the prior art. Applicants' attention is especially drawn to claim 1 of D1 which discloses a detergent composition comprising a surfactant, a builder, a clay, and a clay flocculating agent. Said compositions improve the softening performance of compositions comprising a clay. However, even when detergent bars were excluded from the present subject-matter, such claims would lack an inventive step in view of D1. The compositions of examples 1,2,4, and 7 to 10 are clearly within the scope of present claims 1 and 19. The subject-matter of claim 17 is known from D1, page 21, last paragraph. Moreover, applicants could not show that any specific sequence in the production of the claimed composition leads to any surprising effect.
- 3. D2 teaches that detergent composition comprising a clay and a flocculating agent are effective softeners in "softening-through-the-wash" products. Compositions comprising further compounds, like surfactants and carriers/builders are also envisaged. Example 1 is within the scope of claims 1 and claim 19.
- 4. D3, examples 1 and 2, discloses similar compositions, which are within the scope of present claims 1 and 19. The polycarboxylate is considered to be a flocculating agent.

# INTERNATIONAL PRELIMINARY **EXAMINATION REPORT - SEPARATE SHEET**

International application No. PCT/US00/08517

- 5. The examples of D4 and page 6, lines 40 and 41 are especially relevant for the subject-matter of claims 1, 17 and 19.
- The subject-matter of the dependent claims and of claim 18 is either already 6. known from any of the documents D1 to D4 or at least obvious to those skilled in the art. Applicants did not show any unexpected effect caused by the process of claim 18, nor is there any proof that intimate mixtures of clay and flocculating agent (which are already known from D1 to D4) lead to any unexpected advantage.
- 7. Moreover, claim 1 does not specify the amount of clay and flocculating agent. It is submitted that the problem to be solved cannot be achieved when only minor amounts of components a) and d) are present in the composition.

### VIII.

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- 1. Claim 7 requires further clarification, in that the composition further comprises nonionic surfactant or that the surfactant system of claim 1 is a nonionic surfactant system (Article 6 PCT).
- 2. Claim 16 is redundant, since it is a mere repetition of claim 3. (Article 6 PCT, conciseness)
- Claim 19 claims any detergent composition, including e.g. hard-surface cleaners, 3. although the problem of the specification is directed to laundry detergent composition (Article 6 PCT).

# PATENT COOPERATION TREATY

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From the INTERNATIONAL SEARCHING AUTHORITY

P & G Patent Division International ITC

THE PROCTER & GAMBLE COMPANY Attn. REED, T, David 5299 Spring Grove Avenue CINCINNATI, OHIO 45217-1087 UNITED STATES OF AMERICA	NOTIFICATION OF TRANSMITTAL OF THE INTERNATIONAL SEARCH REPORT OR THE DECLARATION  (PCT Rule 44.1)  PH - Jantos
	AR-Goytia
xc: Judit Mc Eregon / AH /file	Date of mailing (day/month/year) 04/09/2000
Applicant's or agent's file reference	
CM2083/3M	FOR FURTHER ACTION See paragraphs 1 and 4 below
International application No. PCT/US 00/ 08517	International filing date (day/month/year) 30/03/2000
Applicant	
THE PROCTER & GAMBLE COMPANY et al.	
	ally 2 months from the date of transmittal of the stails, see the notes on the accompanying sheet.  In Report will be established and that the declaration under small fee(s) under Rule 40.2, the applicant is notified that:  In transmitted to the International Bureau together with the test and the decision thereon to the designated Offices.
4. Further action(s): The applicant is reminded of the following:  Shortly after 18 months from the priority date, the international applicant is reminded of the following:	
If the applicant wishes to avoid or postpone publication, a notice priority claim, must reach the International Bureau as provided completion of the technical preparations for international publications.	in Rules 90 <i>bis.</i> 1 and 90 <i>bis.</i> 3, respectively, before the ation.
Within 19 months from the priority date, a demand for internation wishes to postpone the entry into the national phase until 30 mc	
Within 20 months from the priority date, the applicant must perform before all designated Offices which have not been elected in the priority date or could not be elected because they are not bound	d mand or in a later election within 19 months from th
<del></del>	

Name and mailing address of the International Searching Authority European Patent Office, P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fax: (+31-70) 340-3016

Authorized officer

Cristina Iacoponi

#### NOTES TO FORM PCT/ISA/220

These Notes are intended to give the basic instructions concerning the filing of amendments under article 19. The Notes are based on the requirements of the Patent Cooperation Treaty, the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and those requirements, the latter are applicable. For more detailed information, see also the PCT Applicant's Guide, a publication of WIPO.

In these Notes, "Article", "Rule", and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative Instructions respectively.

#### INSTRUCTIONS CONCERNING AMENDMENTS UNDER ARTICLE 19

The applicant has, after having received the international search report, one opportunity to amend the claims of the international application. It should however be emphasized that, since all parts of the international application (claims, description and drawings) may be amended during the international preliminary examination procedure, there is usually need to file amendments of the claims under Article 19 except where, e.g. the applicant wants the latter to be published for the purposes of provisional protection or has another reason for amending the claims before international publication. Furthermore, it should be emphasized that provisional protection is available in some States only.

#### What parts of the international application may be amended?

Under Article 19, only the claims may be amended.

During the international phase, the claims may also be amended (or further amended) under Article 34 before the International Preliminary Examining Authority. The description and drawings may only be amended under Article 34 before the International Examining Authority.

Upon entry into the national phase, all parts of the international application may be amended under Article 28 or, where applicable, Article 41.

#### When?

Within 2 months from the date of transmittal of the international search report or 16 months from the priority date, whichever time limit expires later. It should be noted, however, that the amendments will be considered as having been received on time if they are received by the International Bureau after the expiration of the applicable time limit but before the completion of the technical preparations for international publication (Rule 46.1).

#### Where not to file the amendments?

The amendments may only be filed with the International Bureau and not with the receiving Office or the International Searching Authority (Rule 46.2).

Where a demand for international preliminary examination has been its filed, see below.

#### How?

Either by cancelling one or more entire claims, by adding one or more new claims or by amending the text of one or more of the claims as filed.

A replacement sheet must be submitted for each sheet of the claims which, on account of an amendment or amendments, differs from the sheet originally filed.

All the claims appearing on a replacement sheet must be numbered in Arabic numerals. Where a claim is cancelled, no renumbering of the other claims is required. In all cases where claims are renumbered, they must be renumbered consecutively (Administrative Instructions, Section 205(b)).

The amendments must be made in the language in which the international application is to be published.

#### What documents must/may accompany the amendments?

Letter (Section 205(b)):

The amendments must be submitted with a letter.

The letter will not be published with the international application and the amended claims. It should not be confused with the "Statement under Article 19(1)" (see below, under "Statement under Article 19(1)").

The letter must be in English or French, at the choice of the applicant. However, if the language of the international application is English, the letter must be in English; if the language of the international application is French, the letter must be in French.

### NOTES TO FORM PCT/ISA/220 (c ntinued)

The letter must indicate the differences between the claims as filed and the claims as amended. It must, in particular, indicate, in connection with each claim appearing in the international application (it being understood that identical indications concerning several claims may be grouped), whether

- (i) the claim is unchanged;
- (ii) the claim is cancelled;
- (iii) the claim is new:
- (iv) the claim replaces one or more claims as filed;
- (v) the claim is the result of the division of a claim as filed.

# The following examples illustrate the manner in which amendments must be explained in the accompanying letter:

- 1. [Where originally there were 48 claims and after amendment of some claims there are 51]: "Claims 1 to 29, 31, 32, 34, 35, 37 to 48 replaced by amended claims bearing the same numbers; claims 30, 33 and 36 unchanged; new claims 49 to 51 added."
- [Where originally there were 15 claims and after amendment of all claims there are 11]: "Claims 1 to 15 replaced by amended claims 1 to 11."
- [Where originally there were 14 claims and the amendments consist in cancelling some claims and in adding new claims]:
   "Claims 1 to 6 and 14 unchanged; claims 7 to 13 cancelled; new claims 15, 16 and 17 added." or
   "Claims 7 to 13 cancelled; new claims 15, 16 and 17 added; all other claims unchanged."
- 4. [Where various kinds of amendments are made]: "Claims 1-10 unchanged; claims 11 to 13, 18 and 19 cancelled; claims 14, 15 and 16 replaced by amended claim 14; claim 17 subdivided into amended claims 15, 16 and 17; new claims 20 and 21 added."

#### "Statement under article 19(1)" (Rule 46.4)

The amendments may be accompanied by a statement explaining the amendments and indicating any impact that such amendments might have on the description and the drawings (which cannot be amended under Article 19(1)).

The statement will be published with the international application and the amended claims.

It must be in the language in which the international appplication is to be published.

It must be brief, not exceeding 500 words if in English or if translated into English.

It should not be confused with and does not replace the letter indicating the differences between the claims as filed and as amended. It must be filed on a separate sheet and must be identified as such by a heading, preferably by using the words "Statement under Article 19(1)."

It may not contain any disparaging comments on the international search report or the relevance of citations contained in that report. Reference to citations, relevant to a given claim, contained in the international search report may be made only in connection with an amendment of that claim.

### Consequence if a demand for international preliminary examination has already been filed

If, at the time of filing any amendments under Article 19, a demand for international preliminary examination has already been submitted, the applicant must preferably, at the same time of filing the amendments with the International Bureau, also file a copy of such amendments with the International Preliminary Examining Authority (see Rule 62.2(a), first sentence).

### Consequence with regard to translation of the international application for entry into the national phase

The applicant's attention is drawn to the fact that, where upon entry into the national phase, a translation of the claims as amended under Article 19 may have to be furnished to the designated/elected Offices, instead of, or in addition to, the translation of the claims as filed.

For further details on the requirements of each designated/elected Office, see Volume II of the PCT Applicant's Guide.

# PATENT COOPERATION TREATY

# **PCT**

## INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference  CM2083/3M	FOR FURTHER see Notification (Form PCT/ISA/2	of Transmittal of International Search Report 220) as well as, where applicable, item 5 below.
International application No.	International filing date (day/month/year)	(Earliest) Priority Date (day/month/year)
PCT/US 00/08517	30/03/2000	01/04/1999
Applicant THE PROCTER & GAMBLE COMP	ANY et al.	
This International Search Report has bee according to Article 18. A copy is being tr	en prepared by this International Searching Aut ansmitted to the International Bureau.	hority and is transmitted to the applicant
	s of a total of 3 sheets.  y a copy of each prior art document cited in this	s report.
	international search was carried out on the ba less otherwise indicated under this item.	sis of the international application in the
	vas carried out on the basis of a translation of t	the international application furnished to this
was carried out on the basis of the contained in the internation of the contained in the internation of the subsequently to the statement that the subsequent of the statement application of the statement of the	ne sequence listing:  onal application in written form.  ernational application in computer readable form  o this Authority in written form.  o this Authority in computer readble form.  bsequently furnished written sequence listing of the computer has been furnished.	
Certain claims were for Unity of Invention is lace	und unsearchable (See Box I). cking (see Box II).	
4. With regard to the title,		
X the text is approved as s	ubmitted by the applicant.	
the text has been establi	shed by this Authority to read as follows:	
C. Mahda h	*	
5. With regard to the abstract,	ubmitted by the applicant.	
the text has been establi	shed, according to Rul 38.2(b), by this Author e date of mailing of this international search re	ity as it appears in Box III. The applicant may, port, submit comments to this Authority.
6. The figure of th drawings to b put	dished with the abstract is Figure No.	
as suggested by the app	licant.	None of the figures.
because th applicant fa	iled to suggest a figure.	
because this figure bette	r characterizes the invention.	

#### INTERNATIONAL SEARCH REPORT

International Application No PCT/US 00/08517

CLASSIFICATION OF SUBJECT MATTER A. CLASS C11D3/37 C11D3/00 C11D3/12 According to International Patent Classification (IPC) or to both national classification and IPC **B. FIELDS SEARCHED** Minimum documentation searched (classification system followed by classification symbols) IPC 7 C11D Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched Electronic data base consulted during the international search (name of data base and, where practical, search terms used) EPO-Internal C. DOCUMENTS CONSIDERED TO BE RELEVANT Relevant to claim No. Citation of document, with indication, where appropriate, of the relevant passages X WO 95 27037 A (PROCTER & GAMBLE) 1-6, 12 October 1995 (1995-10-12) 8-13,16, 17,19 page 21, line 35 -page 22, line 19; claims 1-16; examples 1-3,10page 21, line 18 - line 25 X WO 97 09406 A (PROCTER & GAMBLE ; FENNEY 1,4,5 MICHAEL KEITH (GB); WEVERS JEAN (BE)) 8-11,18, 13 March 1997 (1997-03-13) 19 claims 1-6; example 1 1,4,6, X EP 0 313 146 A (PROCTER & GAMBLE) 26 April 1989 (1989-04-26) 8-13, 19 cited in the application claims 1,5-9,14,18; example V Further documents are listed in the continuation of box C. Patent family members are listed in annex. X Special categories of cited documents: "T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the "A" document defining the general state of the art which is not considered to be of particular relevance "E" earlier document but published on or after the international "X" document of particular relevance; the claimed inventio filing date cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled citation or other special reason (as specified) "O" document referring to an oral disclosure, use, exhibition or other means document published prior to the international filing date but "&" document member of the same patent family later than the priority date claimed Date of mailing of the international search report Date of the actual completion of the international search 04/09/2000 18 August 2000 Name and mailing address of the ISA Authorized officer European Patent Office, P.B. 5818 Patentiaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fax: (+31-70) 340-3016 Loiselet-Taisne, S

2

# INTERNATIONAL SEARCH REPORT

International Application No PCT/US 00/08517

	ation) DOCUMENTS CONSIDERED TO BE RELEVANT	
ategory *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
	GB 2 297 977 A (PROCTER & GAMBLE) 21 August 1996 (1996-08-21) page 10, paragraph 3 -page 11, paragraph 2; claims 1-15	1,4-6,19 8
	EP 0 299 575 A (PROCTER & GAMBLE) 18 January 1989 (1989-01-18) claims 1-8,12; examples I-VIII	1,4,6, 8-13,19
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## INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No PCT/US 00/08517

Patent document cited in search report	t	Publication date		atent family member(s)	Publication date
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